

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 97-026-T - ORDER NO. 98-414

JUNE 5, 1998

IN RE: Application of Alton T. Deveaux, Sr. DBA	)	ORDER
Al's Moving, 101 Glenshire Drive, Columbia,	)	GRANTING
SC 29203, for a Class E Certificate of Public	)	AUTHORITY
Convenience and Necessity.	)	

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This matter comes before the Public Service Commission of South Carolina (the Commission) on the application of Alton T. Deveaux, Sr. DBA Al's Moving, 101 Glenshire Drive, Columbia, SC (Deveaux or the Company) for a Class E Certificate of Public Convenience and Necessity to transport commodities as follows:

HOUSEHOLD GOODS AS DEFINED IN R. 103-210(1):

Between points and places in Richland, Lexington and Fairfield Counties in SC.

The Commission's Executive Director required the Company to publish a Notice of Filing in a newspaper of general circulation in the area in which service is sought, one time. The Notice informed the public of ways to participate in the proceedings in this case before the Commission. The Company sent in an affidavit to show compliance with the directives of the Executive Director. Petitions to Intervene were filed by Azalea Moving & Storage, Inc. (Azalea) and Smith Dray Lines (Smith).

A hearing was held on this matter on May 27, 1998 at 2:30 PM in the offices of the Commission, with the Honorable Guy Butler, Chairman, presiding. Alton T. Deveaux, Sr. was represented by Oliver W. Johnston, III, Esquire. Mr. Deveaux testified. The Intervenors did not appear at the hearing. The Commission Staff presented no witnesses. The Staff was represented by F. David Butler, General Counsel.

Mr. Deveaux testified as to the equipment owned by him. Deveaux noted that there were no pending judgments against him or his Company. Deveaux testified that there was a market available for the type of moves that he seeks to obtain, i.e. small moves that the larger movers may not want to handle. Mr. Deveaux states that he gets a number of calls each week for moves that he cannot handle. He notes that Columbia is a growing area.

Upon examination of the application, the representations contained therein, the documentary evidence attached thereto, and the testimony in the hearing, the Commission finds that Deveaux is fit, willing, and able to perform the service to the public under the authority sought. We also find that, based on the evidence in the case, the granting of the Certificate is required by the public convenience and necessity.

IT IS THEREFORE ORDERED:

1. That the Application for a Class E Certificate of Public Convenience and Necessity be, and hereby is, approved for authority to transport household goods between points and places in Richland, Lexington, and Fairfield Counties in SC.

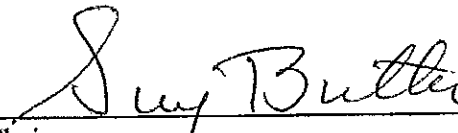
2. That the Applicant file the proper license fees and other information required by S.C. Code Ann. Section 58-23-10 et. seq. (1976), as amended, and by R.103-100 through R.103-280 of the Commission's Rules and Regulations for Motor Carriers, S.C. Code Ann., Vol. 26 (1976), as amended, within sixty (60) days of the date of this Order, or within such additional time as may be authorized by the Commission.

3. That upon compliance with S.C. Code Ann. Section 58-23-10, et. seq. (1976), as amended, and the applicable provisions of R.103-100 through R.103-280 of the Commission's Rules and Regulations for Motor Carriers, S. C. Code Ann. Vol. 26 (1976), as amended, a certificate shall be issued to the Applicant authorizing the motor carrier services granted herein.

4. That prior to compliance with such requirements and receipt of a certificate, the motor carrier services authorized herein may not be provided.

5. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Executive Director

(SEAL)